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Letter dated 13 November 2008 from the Permanent Representative of the Sudan to the United Nations addressed to the President of the Security Council

Please find attached the five decisions issued by the Sudanese Minister of Justice in connection with the legal process concerning Darfur as follows:

1. The appointment of the Special Prosecutor to investigate the alleged crimes committed in Darfur (annex I).
2. The establishment of the Committee of the Wise in South Darfur State (annex II).
3. The establishment of the Committee of the Wise in North Darfur State (annex III).
4. The establishment of the Committee of the Wise in West Darfur State (annex IV).
5. The establishment of the High-level National Committee to assist the Special Prosecutor (annex V).

I should be grateful if the present letter and its annexes were issued as a document of the Security Council.

(*Signed*) Abdalmahmood Abdalhaleem **Mohamad**
Permanent Representative

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Annexes to the letter dated 13 November 2008 from the Permanent Representative of the Sudan to the United Nations addressed to the President of the Security Council

Annex I

[Original: Arabic]

3 August 2008

Decision of the Minister of Justice appointing a Special Prosecutor for the crimes committed in Darfur

Pursuant to the provisions of article 6 of the regulations of the Ministry of Justice of 1983 the following decision is promulgated:

1. Name and entry into force of the decision.

The decision shall be known as the "Decision appointing the Special Prosecutor for the crimes committed in Darfur"; it shall enter into force on the date of its signature.

2. Nimr Ibrahim Muhammad, General Counsel, is hereby appointed as Special Prosecutor for the crimes committed in Darfur during the period from 2003 onwards. He shall be assisted by a Committee comprising the following persons:

(a) Kamal Mahjub Ahmad, Senior Counsel

(b) Hadi Mahjub Makkawi, Senior Counsel

(c) Ma'mun Maki Hamid, Senior Counsel

3. The Special Prosecutor for the crimes in Darfur may seek assistance from whoever he deems appropriate.

4. The Special Prosecutor for the crimes in Darfur and his assistants shall investigate the crimes committed in Darfur and shall bring prosecutions in respect of them before the courts.

5. The Special Prosecutor for the crimes in Darfur shall submit a detailed report to the Prosecutor General of the Republic of the Sudan every month setting forth the status of the cases, the proceedings and the action taken.

Issued under my signature on 1 Sha'ban A.H. 1429 (3 August A.D. 2008)

(*Signed*) Abdulbasit **Sabdarat**
Minister of Justice

Annex II

[Original: Arabic]

16 September 2008

Decision No. 20 of 2008 of the Minister of Justice establishing the Committee of the Wise in South Darfur State to assist the Special Prosecutor for the crimes committed in the Darfur States

With reference to the decision of the Minister of Justice appointing a Special Prosecutor for the crimes committed in the Darfur States dated 3 August 2008, the following decision is promulgated:

I. Name and entry into force of the decision

1. The decision shall be known as the "Decision establishing the Committee of the Wise in South Darfur to assist the Special Prosecutor for the crimes committed in the Darfur States"; it shall enter into force on the date of its signature.

II. Establishment of the Committee

2. The Committee is established as follows:

1. Abdel Hafeez Muhammad Ahmad Darnki — Chairman
2. Dhou Muhammad Dhou
3. Muhammad Al-Hasan Yahya
4. Omar Suleiman Adam
5. Hasan Omar Bakhit
6. Azzedin Al-Tahir Al-Hubub
7. Jamal Adam Musa
8. Muhammad Isa Abkam
9. Musa Abdullah Tirab
10. Ali Abdulrahman Ali Isa — Rapporteur
11. Shertai Abkar Isa Harun Kursa
12. Abd Al-Majid Suleiman Hamid
13. Khamis Abkar

3. After consulting the Minister of Justice, the Committee may seek assistance from such persons as it deems appropriate.

III. Terms of reference of the Committee

4. Without prejudice to the competence and powers of the Special Prosecutor for the crimes committed in the Darfur States, the Committee shall have the following functions:

(a) Receiving the complaints of citizens and referring them to the Special Prosecutor for the Darfur crimes;

(b) Facilitating the access of victims and witnesses to the Special Prosecutor for the Darfur crimes with respect to the crimes falling within his competence;

(c) Making a preliminary listing of the material damage suffered by citizens and forwarding it to the Special Prosecutor for the Darfur crimes for his decision thereon;

(d) Taking into consideration the reconciliations, payment of blood money and settlements connected with the said complaints in order to mend the social fabric in Darfur.

IV. Headquarters of the Committee

5. The headquarters of the Committee shall be in the city of Niyala in South Darfur State.

Issued under my signature on 16 Ramadan A.H. 1429 (16 September A.D. 2008).

(*Signed*) Abdulbasit **Sabdarat**
Minister of Justice

Annex III

[Original: Arabic]

16 September 2008

Decision No. 21 of 2008 of the Minister of Justice establishing the Committee of the Wise in North Darfur State to assist the Special Prosecutor for the crimes committed in the Darfur States

With reference to the decision of the Minister of Justice appointing a Special Prosecutor for the crimes committed in the Darfur States dated 3 August 2008, the following decision is promulgated:

I. Name and entry into force of the decision

1. The decision shall be known as the "Decision establishing the Committee of the Wise in North Darfur to assist the Special Prosecutor for the crimes committed in the Darfur States"; it shall enter into force on the date of its signature.

II. Establishment of the Committee

2. The Committee is established as follows:

1. Nazir (Chief) Al-Sadiq Abbas — Chairman
2. Sheikh Ibrahim Abdullah Giadalla
3. Malik (King) Dawud Salim Taqir
4. Mr. Bush Al-Dharif Abukalam
5. His Honour Talha Hasan Talha — Rapporteur
6. Ya'qub Khamis Amir
7. Dr. Musa Ali
8. Dr. Abdullah Musa
9. Ustad Said Muhammad Mahmud
10. Ali Muhammad Ahmad Al-Alla
11. Sheikh Farah Ibrahim Muhammad
12. Al-Malik Sharif Adam Tahir
13. Shertai Al-Sijani Muhammad Salih Mandi
14. Ustad Abdulkarim Muhammad Turkawi
15. Malik (King) Saif Al-Din Abdullah Ribqa

3. After consulting the Minister of Justice, the Committee may seek assistance from such persons as it deems appropriate.

III. Terms of reference of the Committee

4. Without prejudice to the competence and powers of the Special Prosecutor for the crimes committed in the Darfur States, the Committee shall have the following functions:

(a) Receiving the complaints of citizens and referring them to the Special Prosecutor for the Darfur crimes;

(b) Facilitating the access of victims and witnesses to the Special Prosecutor for the Darfur crimes with respect to the crimes falling within his competence;

(c) Making a preliminary listing of the material damage suffered by citizens and forwarding it to the Special Prosecutor for the Darfur crimes for his decision thereon;

(d) Taking into consideration the reconciliations, payment of blood money and settlements connected with the said complaints in order to mend the social fabric in Darfur.

IV. Headquarters of the Committee

5. The Headquarters of the Committee shall be in the city of Al-Fasher in North Darfur State.

Issued under my signature on 16 Ramadan A.H. 1429 (16 September A.D. 2008).

(*Signed*) Abdulbasit **Sabdarat**
Minister of Justice

Annex IV

[Original: Arabic]

16 September 2008

Decision No. 22 of 2008 of the Minister of Justice establishing the Committee of the Wise in West Darfur State to assist the Special Prosecutor for the crimes committed in the Darfur States.

With reference to the decision of the Minister of Justice appointing a Special Prosecutor for the crimes committed in the Darfur States dated 3 August 2008, the following decision is promulgated:

I. Name and entry into force of the decision

1. The decision shall be known as the "Decision establishing the Committee of the Wise in West Darfur to assist the Special Prosecutor for the crimes committed in the Darfur States"; it shall enter into force on the date of its signature.

II. Establishment of the Committee

2. The Committee is established as follows:

1. Sultan Abd Al-Rahman Bahr al-Din — Chairman
2. Sultan Hashim Othman Hashim
3. Dingngawi Fadhl Saifi
4. Farsha Abdullah Abkar Al-Zeer
5. Farsha Qatir Ahmad Mahdi
6. Mayor Al-Zeer Khamis Ibrahim
7. Mayor Muhammad Hamdan Labid
8. Mr. Nur Al-Din Idris — Rapporteur
9. Adam Abdullah Al-Nur
10. Hamid Al-Dawdu Al-Hijaz
11. Shertai Adam Muhammad Yakhit
12. Emir Husain Said Al-Halu
13. Ishaq Fadhl Ashr
14. Muhammad Adam Ali Azz Al-Din
15. Zakaria Khatir

3. After consulting the Minister of Justice, the Committee may seek assistance from such persons as it deems appropriate.

III. Terms of reference of the Committee

4. Without prejudice to the competence and powers of the Special Prosecutor for the crimes committed in the Darfur States, the Committee shall have the following functions:

(a) Receiving the complaints of citizens and referring them to the Special Prosecutor for the Darfur crimes;

(b) Facilitating the access of victims and witnesses to the Special Prosecutor for the Darfur crimes with respect to the crimes falling within his competence;

(c) Making a preliminary listing of the material damage suffered by citizens and forwarding it to the Special Prosecutor for the Darfur crimes for his decision thereon;

(d) Taking into consideration the reconciliations, payment of blood money and settlements connected with the said complaints in order to mend the social fabric in Darfur.

IV. Headquarters of the Committee

5. The Headquarters of the Committee shall be in the city of El Geneina in West Darfur State.

Issued under my signature on 16 Ramadan A.H. 1429 (16 September A.D. 2008).

(*Signed*) Abdulbasit **Sabdarat**
Minister of Justice

Annex V

[Original: Arabic]

16 September 2008

Decision No. 23 of 2008 of the Minister of Justice establishing the High-level National Committee to assist the Special Prosecutor for the crimes committed in the Darfur States

With reference to the decision of the Minister of Justice appointing a Special Prosecutor for the crimes committed in the Darfur States dated 3 August 2008, the following decision is promulgated:

I. Name and entry into force of the decision

1. The decision shall be known as the "Decision establishing the High-level Committee to assist the Special Prosecutor for the crimes committed in the Darfur States"; it shall enter into force on the date of its signature.

II. Establishment of the Committee

2. The Committee is established as follows:

1. His Honour Muhammad Said Abkam — Chairman
2. Dr. Ahmad Ibrahim Abu Yasin
3. Dr. Ezzeddine Al-Tayyib Adam
4. General Abdul Baqi Al-Bashari Abdulhai
5. Mr. Abdullah Ali Giadallah
6. Mr. Edward Riadh
7. Mr. Abdulrahim Muhammad Salih
8. Ustad Ibrahim Abdul Quyum
9. Mr. Fadlallah Muhammad
10. Mr. Hatim Al-Wasila — Rapporteur
11. Dr. Amina Badri
12. Dr. Atiyyat Mustafa

III. Terms of reference of the Committee

3. Without prejudice to the competence and powers for the Special Prosecutor for the crimes committed in the Darfur States, the Committee shall have the following functions:

(a) Providing assurance as to the smooth functioning of the legal proceedings in the investigation concerning the cases initiated by the Special Prosecutor for the crimes committed in the Darfur States and scrutinizing those cases;

(b) Ensuring the protection of complainants and witnesses and safeguarding them from any coercion;

(c) Coordinating with the Committees of the Wise in the Darfur States with a view to attaining the objectives and meeting the needs of those Committees and ensuring good cooperation between them.

IV. Headquarters of the Committee

4. The Ministry of Justice shall be the headquarters of the High-level National Committee.

Issued under my signature on 16 Ramadan A.H. 1429 (16 September A.D. 2008).

(*Signed*) Abdulbasit **Sabdarat**
Minister of Justice